

IC 22-4.5-7

Chapter 7. Regional Workforce System

IC 22-4.5-7-1

Regional workforce areas; establishment

Sec. 1. (a) After consultation with the department, the corporation shall designate not more than eleven (11) distinct regional workforce areas throughout Indiana.

(b) In designating a regional workforce area, the corporation shall take into account whether an area is a distinct economic growth region as well as a workforce area.

As added by P.L.161-2006, SEC.31.

IC 22-4.5-7-2

Regional workforce boards; function; membership

Sec. 2. (a) A regional workforce board shall oversee each regional workforce area.

(b) Each regional workforce board consists of not more than sixteen (16) members and must include the following:

(1) At least one (1) business representative who is:

(A) a business owner;

(B) a chief executive or operating officer; or

(C) a business executive or employer with optimum policy making or hiring authority.

(2) Four (4) nonbusiness representatives, one (1) from each of the following categories:

(A) An economic development agency.

(B) A local educational entity.

(C) A community based or faith based service organization.

(D) For a regional workforce area in which employees are represented by labor organizations, a labor organization, with the member being nominated by the local labor federations. If there are no employees in the regional workforce area who are represented by a labor organization, the member selected in this category must be a representative of:

(i) the employees in the regional workforce area; or

(ii) a statewide labor organization.

(c) The nonbusiness representatives described in subsection (b)(2) are selected and appointed as members of each regional workforce board in the following manner:

(1) The mayor of the largest city in the regional workforce area shall select and appoint one (1) member from any of the four (4) categories listed in subsection (b)(2).

(2) If the second largest city in the regional workforce area has a population greater than eight thousand (8,000), the mayor of the second largest city shall select and appoint one (1) member from any of the three (3) remaining categories listed in subsection (b)(2).

(3) If the third largest city in the regional workforce area has a

population greater than eight thousand (8,000), the mayor of the third largest city shall select and appoint one (1) member from either of the two (2) remaining categories listed in subsection (b)(2).

(4) If the fourth largest city in the regional workforce area has a population greater than eight thousand (8,000), the mayor of the fourth largest city shall select and appoint one (1) member from the remaining category listed in subsection (b)(2).

(d) If a regional workforce area contains fewer than four (4) cities having a population greater than eight thousand (8,000), the selection and appointment of the nonbusiness representatives as members to a regional workforce board occurs as described in subsection (c) with the mayors of the cities having a population greater than eight thousand (8,000) alternately selecting and appointing the members.

(e) The business representatives described in subsection (b)(1) are selected and appointed as members of each regional workforce board in the following manner:

(1) Each county in the regional workforce area shall appoint, by majority agreement of all the local elected officials in that county, one (1) business representative who meets the requirements of subsection (b)(1).

(2) The mayor of each city having a population greater than one hundred thousand (100,000) in the regional workforce area shall appoint one (1) additional business representative who meets the requirements of subsection (b)(1).

(3) The mayor of each city having a population greater than five hundred thousand (500,000) in the regional workforce area shall appoint one (1) additional business representative who meets the requirements of subsection (b)(1).

(f) If the selection and appointment process described in subsections (c) through (e) results in fewer than sixteen (16) members being appointed to a regional workforce board, the local elected officials in the regional workforce area may, by majority agreement, appoint additional business representatives who meet the requirements of subsection (b)(1) until the sixteen (16) member limit is reached.

(g) If a political subdivision requests and is granted an automatic designation as a workforce investment board under federal law, the executive of the political subdivision may not appoint members to a regional workforce board under subsections (c) through (f).

As added by P.L.161-2006, SEC.31.

IC 22-4.5-7-3

Regional workforce boards; duties

Sec. 3. The duties of a regional workforce board include the following:

(1) Providing guidance and direction to the workforce investment system.

(2) Providing support and guidance described in section 4 of this chapter to a workforce investment board.

- (3) Performing additional duties in the regional workforce area as assigned by a workforce investment board.

As added by P.L.161-2006, SEC.31.

IC 22-4.5-7-4

Regional workforce board; duties with respect to a workforce investment board

Sec. 4. In addition to the duties described in section 3 of this chapter, each regional workforce board shall advise the workforce investment board in the regional workforce area on regional workforce area issues and provide support to the workforce investment board as follows:

- (1) Select and enter into an agreement with a regional operator on behalf of its workforce investment board at least every three (3) years using a competitive procurement process.
- (2) Select Workforce Investment Act services, other employment and training services as determined by the department, and service providers on behalf of its workforce investment board at least every three (3) years using a competitive procurement process.
- (3) Oversee on behalf of its workforce investment board the activities of the regional operator in the regional workforce area.
- (4) Develop an outcome based regional plan that encourages the integration of service delivery.
- (5) Perform additional duties as requested by the workforce investment board.

As added by P.L.161-2006, SEC.31.

IC 22-4.5-7-5

Regional operators

Sec. 5. (a) A workforce investment board and its regional workforce board must comply with this section when selecting a regional operator to provide:

- (1) support services for a regional workforce area; and
- (2) operational oversight and management for:
 - (A) the one stop centers; and
 - (B) the workforce investment system;in a regional workforce area.

(b) A regional workforce board, with the consent of a workforce investment board, may establish agreements with a regional operator for support services on behalf of the workforce investment board in the regional workforce area.

(c) A regional workforce board may assist a workforce investment board in establishing agreements with a regional operator for support services for the workforce investment board in the regional workforce area.

(d) An agreement established under this section must be the result of a competitive procurement process as determined by the workforce investment board.

As added by P.L.161-2006, SEC.31.

IC 22-4.5-7-6

Regional workforce board members; restrictions

Sec. 6. A person who serves as a regional workforce board member may not at the same time serve as:

- (1) a regional operator;
- (2) a fiscal agent;
- (3) a service provider; or
- (4) a provider of direct client services.

As added by P.L.161-2006, SEC.31.

IC 22-4.5-7-7

Regional operators; serving as a fiscal agent; restrictions

Sec. 7. (a) A person who serves as a regional operator may also serve as a fiscal agent.

(b) A person who serves as a regional operator may not at the same time serve as:

- (1) a service provider within the same regional workforce area;
- (2) a regional workforce board member; or
- (3) a provider of direct client services.

As added by P.L.161-2006, SEC.31.

IC 22-4.5-7-8

Service providers; restrictions

Sec. 8. A person who serves as a service provider may not at the same time serve as:

- (1) a regional operator;
- (2) a fiscal agent; or
- (3) a regional workforce board member.

As added by P.L.161-2006, SEC.31.

IC 22-4.5-7-9

Fiscal agents; serving as a remote operator; restrictions

Sec. 9. (a) A person who serves as a fiscal agent may also serve as a regional operator.

(b) A person who serves as a fiscal agent may not at the same time serve as:

- (1) a service provider;
- (2) a regional workforce board member; or
- (3) a provider of direct client services.

As added by P.L.161-2006, SEC.31.

IC 22-4.5-7-10

Authorization to adopt rules

Sec. 10. The department may adopt rules under IC 4-22-2 to implement this chapter.

As added by P.L.161-2006, SEC.31.